IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 30TH JULY 2007 / 8TH SRAVANA 1929

WP(C).No. 23176 of 2007(H)

OS.37/1950 of I ADDL.SUB COURT,TRIVANDRUM
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PETITIONER:

RAJALEKSHMI @ E.K.RAJI, AGED 59 YEARS,
D/O. KUNJAMMAL, S.P.IV/39-A, BALARAMAPURAM,
THALAYAL DESOM, ATHIYANNOOR VILLAGE.

BY ADV. SRI.M.R.ANANDAKUTTAN
SMT.M.HEMALATHA
SRI.R.S.MADHU

RESPONDENTS:
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1. UMMACHIKANNUMMAL MOHAMMED FATHUMMAL,
PUTHEN BANGLOW, THOPPUVILAKOM, MUTTATHARA P.O.

2. MOHAMMED KANNU ABDUL RASHEED,
PUTHEN BANGLOW, THOPPUVILAKOM, MUTTATHARA P.O.

3. MOHAMMED KANNU MOHAMMED IBRAHIM,
PUTHEN BANGLOW, THOPPUVILAKOM, MUTTATHARA P.O.

4. MOHAMMED KANNU MOHAMMED KASIM,
PUTHEN BANGLOW, THOPPUVILAKOM, MUTTATHARA P.O.

5. MOHAMMED KANNU ABDUL RAHIM,
PUTHEN BANGLOW, THOPPUVILAKOM, MUTTATHARA P.O.

6. MOHAMMED FATHUMMAL RAFIATH BEEVI,
PUTHEN BANGLOW, THOPPUVILAKOM, MUTTATHARA P.O.

7. ASANARU PILLAI AHMED PILLAI,
PUTHEN BANGLOW, THOPPUVILAKOM, MUTTATHARA P.O.

8. MOHAMMED ABDUL KHADER,
PUTHEN BANGLOW, THOPPUVILAKOM, MUTTATHARA P.O.

9. MOHAMMED FATHUMMAL AYSHA AMMAL,
PUTHEN BANGLOW, THOPPUVILAKOM, MUTTATHARA P.O.

10. SUBRAMANNIA PILLAI VEERA PERUMAL PILLAI,
KATTUVILAKATHU VEEDU, BALARAMAPURAM.

11. SUBRAMANI PILLAI SHANMUGHAM PILLAI,
KATTUVILAKATHU VEEDU, BALARAMAPURAM.

12. SUBRAMANIA PILLAI,
VEERAKUMARA PILLAI, KATTUVILAKATHU VEEDU,
BALARAMAPURAM.

13. VENUGOPALAN @ CHITHAMBARAM,
RESIDING AT CHIRATHALAVILAKATHU PUTHEN VEEDU,
BALARAMAPURAM.

14. RAJESWARI,
KRISHNAPRIYA, NAMBALIKKARAN GARDENS.

15. PADMA,
KRISHNAKRIPA, NAMBALIKKARAN GARDENS.

16. LOVELY,
KRISHNAKRIPA, NAMBALIKKARAN GARDENS.

17. A.SASIDHARAN NAIR,
RESIDING AT C.V.BHAVAN, BALARAMAPURAM,
THATAYAL DESOM, ATTIYANOOR PAKATHY.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N. KRISHNAN, J.

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W.P.C. NO. 23176 OF 2007

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Dated this the 30th day of July, 2007.

J U D G M E N T

This writ petition is filed seeking a direction to the execution Court, namely, the Subordinate Judge's Court, Neyyattinkara to issue a sale certificate in favour of the petitioner in respect of the decree schedule property in O.S.37/1950. The learned counsel for the writ petitioner has submitted that the Court has ordered such an issuance by its orders dated 23.7.96. Issuance of sale certificate is a duty of the Court under orders 21 Rule 94 of CPC. When the petitioner has come forward with that request, the Court is expected to look into all relevant provisions and pass an order accordingly. Therefore, the request of the petitioner to have the issuance of a sale certificate be considered and appropriate orders passed within a time frame of one month from today.

The writ petition is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

ul/-